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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/660,209	09/11/2003	A. Bart Flick	ARG 0022 CON (2)	6556
23579	7590	09/17/2007	EXAMINER	
PATREA L. PABST			LEWIS, KIANDRA CHARLE	
PABST PATENT GROUP LLP			ART UNIT	PAPER NUMBER
400 COLONY SQUARE, SUITE 1200			3772	
1201 PEACHTREE STREET				
ATLANTA, GA 30361				
MAIL DATE		DELIVERY MODE		
09/17/2007		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

<b>Response to Rule 312 Communication</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/660,209	FLICK, A. BART	
	Examiner Kiandra Lewis	Art Unit 3772	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1.  The amendment filed on 09 August 2007 under 37 CFR 1.312 has been considered, and has been:

- a)  entered.
- b)  entered as directed to matters of form not affecting the scope of the invention.
- c)  disapproved because the amendment was filed after the payment of the issue fee.  
Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.
- d)  disapproved. See explanation below.
- e)  entered in part. See explanation below.

Applicant has amended the specification to change the Continuity Information to recite that the instant application is a Continuation-in-part of 08/935,026. Applicant has failed to provide a newly executed oath or declaration must be filed in any continuation-in-part application ( 37 C.F.R 1.63, See MPEP 602).

The originally filed oath is defective with respect to the claim that the instant application is a continuation-in-part of 08/935,026. The oath or declaration is defective. A new oath or declaration in compliance with 37 CFR 1.67(a) identifying this application by application number and filing date is required. See MPEP §§ 602.01 and 602.02.

The oath or declaration is defective because: It does not state that the person making the oath or declaration in a continuation-in-part application filed under the conditions specified in 35 U.S.C. 120 which discloses and claims subject matter in addition to that disclosed in the prior co-pending application, acknowledges the duty to disclose to the Office all information known to the person to be material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

Any inquiry concerning the rejections contained within this communication or earlier communications should be directed to examiner Kiandra Lewis whose telephone number is (571) 272-7517, or to her SPE, Tricia Bianco, whose telephone number is (571) 272-4940.

  
 PATRICIA BIANCO  
 SUPERVISORY PATENT EXAMINER  
 TECHNOLOGY CENTER 3700



Patricia M Bianco  
SPE  
Art Unit: 3772